## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW MEXICO

WAGNER EQUIPMENT CO.,

Plaintiff and Counter-Defendant,

Civ. No. 07-00880 JH/RLP

BENORE LOGISTIC SYSTEMS, INC.,

Defendant and Counter-Plaintiff,

v.

v.

MILLENIUM TRANSIT SERVICES, LLC.,

Third-Party Defendant.

## ORDER ADOPTING THE PROPOSED FINDINGS AND RECOMMENDED DISPOSITION OF THE ASSIGNED MAGISTRATE JUDGE

THIS MATTER having come before the Court on the proposed findings and recommended disposition of the assigned United States Magistrate Judge (docket no. 35) and it appearing to the Court that no objections to the same have been filed in the above captioned cause, and the Court being otherwise fully advised in the premises;

**IT IS THEREFORE ORDERED** that the proposed findings and recommended disposition of the assigned United States Magistrate Judge (docket no. 35) are hereby adopted as the order of the Court.

UNITED STATES DISTRICT JUDGE